IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3215 OF 2006

IN

APPEAL (Lodging) NO. 778 OF 2006

IN

L.A.R. NO. 10 OF 1982

The Municipal Copn.of Gr.Bombay ... Appellants
(Orig.Acq. Body)

Versus

Gopaldas Ghanshamdas & Ors. ... Respondents
(Orig. Claimants)

Mr. U.J.Mahkhija with K.N.Gaikwad for appellants.

None for Respondents.

CORAM: D.K.DESHMUKH &

J.H.BHATIA,JJ.

DATE : 23rd July, 2007.

P.C.

1. The other side is served. None appeared. No reply is filed. In the absence of any reply accepting

the averments made in the affidavit filed in support of the Notice of Motion, the Motion is granted in terms of prayer clause (a).

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(D.K.DESHMUKH,J.)

(J.H.BHATIA,J.)

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None for Respondents.

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DATE : 23rd July, 2007.

P.C.

1. Admit.

2. The appellants are directed to deposit the

compensation awarded by the order impugned in the Appeal within a period of 12 weeks from today with due intimation to the Respondents. On the compensation being deposited, the Prothonotary & Senior Master shall permit the Respondents to withdraw the amount deposited on furnishing Bank Guarantee to the satisfaction of the Prothonotary & Senior Master and giving an undertaking to this Court to bring back the amount if so directed by this Court and on such terms and conditions as may be directed by this Court. If the amount is not withdrawn within 12 weeks from the date of deposit, the amount shall be invested in fixed deposit with a Nationalised Bank.

(D.K.DESHMUKH,J.)

(J.H.BHATIA,J.)